

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
Heber M Wells Building
160 East 300 South
P O Box 146741
Salt Lake City UT 84114-6741
Telephone (801) 530-6628

**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

**IN THE MATTER OF
AREND THOMAS VISHER**

**FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND ORDER**

Case No DOPL-2016-99

FINDINGS OF FACT

1 The Division of Occupational and Professional Licensing ("the Division") filed a Notice of Agency Action in this matter on the 26th day of February 2016

2 This action is based upon Division records as reflected in the Notice of Agency Action filed herein which show that Arend Thomas Visher, (the "Respondent"), has engaged in unlawful conduct by engaging in a construction trade acting as a contractor without a license, in violation of Utah Code Annotated Subsection 58-55-501(1)

3 Respondent has failed to respond to the Notice of Agency Action and, according to Division records, has engaged in unlawful conduct as outlined above, and this conduct constitutes a basis to issue a cease and desist order pursuant to Utah Code Annotated Subsection 58-1-401(4)(b) and (c) In addition, as outlined above, Respondent should be assessed a fine in the amount of \$2,000 as provided by Utah Code Annotated Subsections 58-55-503(4)(a)(i) and (h)

CONCLUSIONS OF LAW

4 Respondent's failure to respond to the Notice of Agency Action constitutes a sufficient basis for entry of default against Respondent

5 The Notice of Agency Action and documents attached thereto provide a basis to conclude that Respondent has engaged in unlawful conduct in violation of Utah Code Annotated 58-55-501(1)

6 The Division is authorized to issue a cease and desist order as provided by Utah Code Annotated Subsections 58-1-401(4)(b) and (c) for engaging in unlawful conduct in violation of Utah Code Annotated 58-55-501(1)


ORDER

WHEREFORE, IT IS ORDERED Respondent's default is hereby entered

WHEREFORE, IT IS ORDERED Respondent shall cease and desist from practicing in the construction trade without a license

WHEREFORE, IT IS ORDERED Respondent shall be assessed a fine in the amount of \$2,000 00, which must be paid to the Division within 30 days of the date this order is signed

On behalf of the Construction Services Commission and the Division of Occupational and Professional Licensing, I hereby certify the foregoing Findings of Fact, Conclusions of Law, and Order were submitted to the Construction Services Commission and the Division on the 30th day of March 2016 for their review and action



Dan S Jones, Bureau Manager

ORDER

THE ABOVE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER in
the matter of **AREND THOMAS VISHER**, are hereby adopted by the Construction
Services Commission of the State of Utah

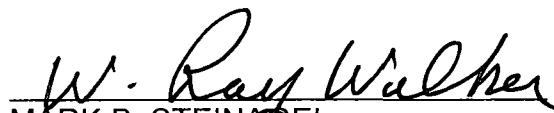
DATED this 30 day of March, 2016


CONSTRUCTION SERVICES COMMISSION
Representative

I concur with the foregoing Order

DATED this 30 day of March, 2016

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


MARK B. STEINAGEL
Director or
W. RAY WALKER
Director's Designee

Agency review of this order may be obtained by filing a request for agency review with the Executive Director of the Department of Commerce, 160 East 300 South, Box 146701, Salt Lake City, Utah 84114-6701, within thirty (30) days after the date of this order. A motion to set aside the order may also be filed with the presiding officer pursuant to Rule 60(b) of the Utah Rules of Civil Procedure. The agency action in this case was an informal proceeding. The laws and rules governing agency review of this proceeding are found in Section 63G-4-101 et seq. of the Utah Code, and Rule 151-4 of the Utah Administrative Code.